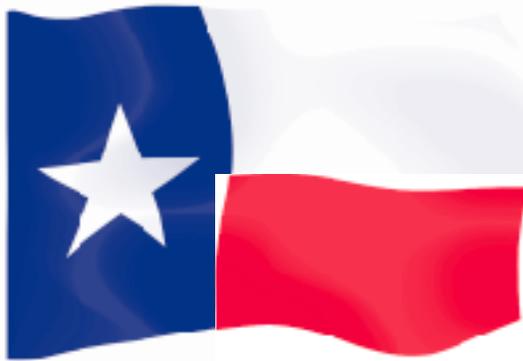


THE CRIME RECORDS SERVICE NEWSLETTER



CR News

VOLUME 10, NUMBER 7

THE FIRST ANNUAL CCH COMPLIANCE REPORT

HIGHLIGHTS:

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In December 2002, DPS published the First Annual Report Examining Reporting Compliance to the Texas Computerized Criminal History (CCH) System. This report responds to the legislative requirement in Article 60.21, Code of Criminal Procedure (CCP) that requires the Texas DPS:

- ▶▶ To develop a plan to encourage local criminal justice agencies to report criminal history data to the DPS, as required by Ch. 60, CCP;
- ▶▶ To evaluate the necessity of imposing sanctions on local criminal justice agencies that do not report criminal history data as required by Ch. 60, CCP;
- ▶▶ To monitor the submission of arrest and disposition information by local jurisdictions;
- ▶▶ To annually submit a report regarding the level of reporting by local jurisdictions to the Legislative Budget Board, the governor, the state auditor, and the Criminal Justice Policy Council, and;
- ▶▶ To identify the local jurisdictions that do not report or that partially report information.

Ch. 60, CCP requires that:

- ▶▶ arresting agencies report the arrest data within seven days,
- ▶▶ prosecutors report the prosecution data within 30 days, and
- ▶▶ court clerks report the disposition data within 30 days.

The above statute also requires that the data be reported on a "uniform incident fingerprint card" containing a tracking incident number (TRN) to track each arrest event. Each charge within that arrest event is then assigned its own tracking incident suffix (TRS) number.

The result is that the form (on paper or electronically) follows the person through the criminal justice process, with each entity reporting its action, and passing the form (on paper or electronically) to the next level. This pass-off requires significant coordination among the arresting agencies, the prosecutors, and the courts. For this reason, DPS has always considered reporting to CCH to be a county-level challenge, and the best solutions are those that have been implemented by coordination of the agencies within the county.

THE DPS PLAN TO ENCOURAGE REPORTING INCLUDES:

1. Raise awareness of the reporting agencies and local government leaders regarding compliance in their own jurisdictions.
2. Raise awareness regarding the uses of criminal history data and the importance of complete and accurate data at this time when personal identification and personal criminal history are critically important to public safety and homeland security.
3. Work with county groups to emphasize the importance of coordinated planning in CCH reporting, including the importance of electronic reporting.

CRNews is published by the Texas Department of Public Safety. Comments, suggestions and mailing list updates are welcome.

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Criminal Justice Information System

Continued from Cover

The First Annual Report Examining Reporting Compliance to the Texas Computerized Criminal History System includes statistics on each of the 254 counties in Texas. The following table is an example of counties with high percentages.

2001 CCH DISPOSITIONS ASSOCIATED WITH REPORTED CHARGES					
COUNTY	TOTAL CHARGES	TOTAL DISPOSED BY PROSECUTOR	TOTAL DISPOSED BY COURTS	TOTAL DISPOSED	DISPOSITION COMPLETENESS
MATAGORDA	1,939	237	1,469	1,706	88%
ANDREWS	520	37	421	458	88%
LAVACA	425	25	351	376	88%
VICTORIA	2,762	359	2,152	2,511	91%
STERLING	46	2	40	42	91%
HARRIS	57,434	309	55,183	55,492	97%

Yvonne Navarrette, Criminal Justice Information System and Sex Offender field representative for South Texas has received a promotion to Supervisor, TCIC Audit Section.

Over the past two years Yvonne assisted and trained law enforcement and criminal justice agency personnel in South Texas on the reporting



procedures for the Computerized Criminal History files. She also trained a vast number of agency personnel in Sex Offender Registration. Her expertise and professionalism will be greatly missed in the CJIS section, but we are proud of her and wish her continued success in the TCIC Audit Section.

PLEASE CONTACT YOUR DESIGNATED FIELD REP TO ANSWER QUESTIONS OR TO REQUEST A COUNTYWIDE MEETING. DPS IS REQUESTING THAT ALL COUNTIES PARTICIPATE IN COUNTYWIDE MEETINGS TO IMPROVE CRIMINAL HISTORY REPORTING AND OPEN THE LINES OF COMMUNICATION BETWEEN AGENCIES.

You may reach the DPS CJIS Field Reps at the following phone numbers:

Shelia Bledsoe	512-424-7617	Northeast	Yvonne Navarrette	512-424-7650	South
Eddie Contreras	512-424-7618	West	Charles Yoakum	512-424-7614	Panhandle
Greg Easley	512-424-7615	Southeast			
Marilyn Martinets	512-424-7651	Central	Main office	512-424-2478	
Jeff McIlhaney	512-424-5493	Northwest	Ethelann Knight	512-424-2479	Unit Supervisor

Or you may reach the Department for CJIS, JJIS, SOR and AFIS questions by email at:
afis_cjis@txdps.state.tx.us

LATENT

Automated Fingerprint Identification System

TEXAS DPS AFIS LATENT CASES

REMOTE SITES	TOTAL SUB-MIS-SIONS	OFFENSE													
		CAPITAL MURDER	HOMICIDE	KIDNAPPING	SEX. ASSAULT	AGG. ASSAULT	DRUGS	ROBBERY	AUTO THEFT	THEFT	BURGLARY	FORGERY	UNK. DECEASED	MISCELLANEOUS	TOTAL
ABILENE PD	11														0
AMARILLO PD	23								1	2	2				5
ANGLETON SO (BRAZORIA CO)	17														0
ARLINGTON PD	43		1							8					9
AUSTIN PD	110		2					6	11	22	1		6		48
BEAUMONT PD	37									1	3				4
BRYAN PD	No REPORT														0
CONROE SO (MONTGOMERY CO)	11									5			1		6
CORPUS CHRISTI PD	48				2				3	11					16
DALLAS PD*	369		2	1				6	5	44	18	1			77
EL PASO SO (EL PASO CO)	6									1					1
FT WORTH PD	42						1		1	12	1		1		16
FT WORTH SO (TARRANT CO)*	105				1				1	4	5		10		21
GALVESTON PD	79	1						1		3					5
GARLAND PD*	0														0
GEORGETOWN SO (WILLIAMSON CO)	67			2		1		1		1	3	1	1		10
HARLINGEN PD	84						1			2					3
HOUSTON PD	17							2		2					4
HOUSTON SO (HARRIS CO)	No REPORT														0
IRVING PD	17									1				1	2
LAREDO PD	11														0
LONGVIEW PD	16									3	2				5
LUBBOCK PD	10										1				1
LUFKIN PD*	3								1	1					2

LATENT

Automated Fingerprint Identification System

TEXAS DPS AFIS LATENT CASES

REMOTE SITES	TOTAL SUB-MIS-SIONS	OFFENSE													
		CAPITAL MURDER	HOMICIDE	KIDNAPPING	SEX ASSAULT	Agg. ASSAULT	DRUGS	ROBBERY	AUTO THEFT	THEFT	BURGLARY	FORGERY	UNK. DECEASED	MISCELLANEOUS	TOTAL
McALLEN PD*	10										1				1
McKINNEY SO (COLLIN CO)*	13										1				1
MESQUITE PD	31							1	1	1		1		1	5
MIDLAND PD	26										1	1			2
NRICHLAND HILLS PD*	45								1		3			1	5
ODESSA PD	36						3		1		1			1	6
PASADENA PD	8														0
PLANO PD	50							1			1	5			7
RICHARDSON PD*	36				2	1			2	1	6	1		1	14
SAN ANTONIO SO (BEXAR CO)	15				1										1
TARRANT CO. MED EXAMINER* NO REPORT															0
TEMPLE PD*	0														0
TEXARKAND PD	22								1	1				1	3
TYLER PD*	21										3			2	5
WACO PD	9							1			5			3	9
WICHITA FALLS PD	21														0
SUBTOTAL	1,469	1	5	3	6	2	5	19	28	6	146	42	1	30	294
DPS CENTRAL SITE															
Latent Print Section	195	0	0	0	1	0	2	0	3	0	23	4	0	0	33
TOTAL	1,664	1	5	3	7	2	7	19	31	6	169	46	1	30	327

* Latent equipment purchased by local agency
Tarrant Co. Medical Examiner did not go online until August, 2002

LATENT

Automated Fingerprint Identification System

AFIS IDENTIFIES SUSPECT IN SEVEN-YEAR-OLD MURDER CASE

In October, 1995, a 92-year old man was stabbed to death at his home in Austin, Texas. A latent fingerprint was developed on a knife that contained the victim's blood. The latent print was entered into AFIS, but a hit was not made.

In August, 2000, DPS began using the new AFIS 21 system. Since the matching algorithm is better in the new system, the Latent AFIS section has been pulling

old murder cases and running them through the new system.

In October, 2002, **David Hanson**, Latent Print Technician, pulled the case and searched the latent print through the new system. The fingerprint was difficult to work with, but an identification was made.

Detectives at Austin Police Department were notified of the latent hit. Fortunately, the suspect was serving time at a local prison. The detectives questioned the suspect and have charged him with capital murder.

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UCR

Uniform Crime Reporting

UNIFORM CRIME REPORTING PROCEDURES

April 8 – 9, 2003 or September 9 –10, 2003

North Central Texas Police Academy
Lakeview Office Center, Suite 125
624 Six Flags Drive
Arlington, Texas

Reservations must be made by contacting the North Central Texas Police Academy at 817/608-2300.

This two-day class is for law enforcement agencies reporting by the UCR Summary method. The class is specifically designed for persons who prepare UCR reports but have never received in-depth classroom instruction. In addition to two-day classes, UCR provides individual training sessions at agencies. For more information, please contact the UCR office at 512/424-2091 or e-mail ucr@txdps.state.tx.us.

The Uniform Crime Reporting staff would like to thank all law enforcement agencies that participate in the UCR Program and consistently submit their reports to our office in a timely manner. Please remember that our office requires that reports be submitted monthly. Your efforts in meeting this requirement are greatly appreciated and assist us in the reliable and accurate reporting of crime statistics.

TEN-PRINT

Automated Fingerprint Identification System

TEN-PRINT OPERATIONS REPORT

October - December, 2002

Criminal Submissions Processed Through AFIS

The following information reflects the total number of criminal ten-print fingerprint transactions processed through AFIS.

Number of Transactions Processed from Electronic Submissions	92,853
Number of Transactions Processed from Hard-Card Submissions	51,068
Total number of Criminal Transactions Processed in AFIS	143,921

Applicant Submissions Processed Through AFIS

The following information reflects the number of applicant ten-print fingerprint transactions processed through AFIS.

Number of Retainable Applicant Transactions Processed	24,238
---	--------

Number of Non-Retainable Applicant Transactions Processed	15,932
---	--------

Total number of Applicant Submissions into AFIS	40,170
--	---------------

Manually Processed Fingerprints

The following information reflects totals for fingerprint cards that were manually processed. This includes manually verified raps, and non-AFIS age group cards that were manually classed and searched.

Criminal Cards (including TDC faxes)	8,961
Applicant Cards	2,011
Deceased (known and unknown)	559

Total number of Manually Processed Fingerprints	11,531
--	---------------

HEAT

Help End Auto Theft



The HEAT staff has recently created new materials to assist you in your efforts to publicize this Program. A new poster advertising the HEAT Program, which shows the toll-free number and web address, is now available. To further enhance the display of the "Stick-It" mail order brochures, we now have pamphlet holders that will allow the brochures to be more visible in an upright position.

Many of you will be happy to know that the old three-part "traditional" carbon registration form has been retired, with a new one developed in its place. We have worked diligently on improving and updating the "traditional" registration form, so let us know what you think about the changes. If you would like to order any of the new materials, please call and we will fax you a new order form. We would like to remind each agency to plan ahead when you place an order to allow at least a week for processing.

HEAT Office:
Toll Free Line: 1-888-447-5933
Fax: (512) 424-5665
Email: HEAT@txdps.state.tx.us



Texas Crime Information Center

PURPOSE CODES FOR REQUESTING CCH AND III DATA

Recently, there has been some confusion as to what purpose code to use when requesting a Computerized Criminal History (CCH). The following gives a brief description of the purpose codes and some examples:

PURPOSE CODE C: Criminal justice purposes as defined under the administration of criminal justice. This includes detection, apprehension, detention, pretrial release, post-trial release, prosecution, adjudication, correctional supervision, or rehabilitation of accused persons or criminal offenders.

PURPOSE CODE J: Criminal justice applicant screening at any criminal justice agency. This does not include applicants at other city or county departments, such as the tax office, water department, city legal department, or fire department for fire fighter applicants, etc.

PURPOSE CODE D: Domestic violence and stalking cases.

PURPOSE CODE F: To issue firearms-related permits and explosives permits pursuant to state law, regulation, or local ordinance; returning firearms to their lawful owners; and enforcing federal and state law prohibiting certain persons with criminal records from possessing firearms, in circumstances in which firearms have been pawned. Typically, a family member would be the rightful recipient of personal property when a suicide dies interstate. In instances in which a suicide disposes of personal property by will, there may be someone other than a family member who is the rightful owner of the firearm. In either instance, a criminal justice agency should ensure that the weapon is released to the rightful owner who may lawfully possess a firearm.

PURPOSE CODE H: EXCEPTION for drivers of public transportation. Texas CCH conviction data (**not any FBI III information**) can be searched using transaction code 'QH-T' and PUR: H to determine if a record exists. If a record is detected, it can be obtained using transaction code 'QRH' and PUR:H. This Texas conviction data may be given to "political subdivisions" that have the duty and responsibility to license or employ "drivers of public transportation" vehicles. FBI III data obtained via TLETS cannot be used for any licensing purposes.

EXAMPLES OF PURPOSE CODE USES:

Applicants for Criminal Justice Employment	J
CASA (Court Appointed Special Advocate) with court order from Judge only	C
Bus Driver/Taxi Driver/Public Transportation	H
Private/Defense Attorneys with Court Order (Writ of Discovery)	C
Citizens Police Academy (Applicants/Alumni)	C
Contractual Custodial Help (within a law enforcement agency)	J
Police Department Crisis Intervention (Applicants)	J
Jury Members (on request of DA or Court)	C
Personnel Evaluations of Criminal Justice Employees (continuous employment)	J
Interns (at law enforcement agencies)	J
Ride-Along Program	C
Witnesses	C
Volunteers (at law enforcement/criminal justice agency)	J
Wrecker Drivers (performing criminal justice duties for law enforcement)	C

NCIC TECHNICAL OPERATIONAL UPDATES (TOU's)

The FBI periodically distributes to each Control Terminal Agency (CTA) technical and operational updates containing changes to policies, procedures, data files, and data codes. As CTA, the TxDPS reviews these documents, along with state statutes, and applies the changes to the TCIC 2000 system where applicable. It is important that each terminal operator within the state receives a copy of these updates and applies the changes to the appropriate NCIC 2000 Operating or Code Manual.

TOU 01-7 contained changes that were implemented in the NCIC 2000 system on September 1, 2002. Since TCIC 2000 was still undergoing database changes, the implementation of this TOU was postponed.

Within the Protective Order file, Texas will not be implementing the MFC of PSN at this time as shown in pages 2-15 through 2-27 of TOU 01-7.

TOU 01-7 created the ability for queries on Wanted Person records (even Texas-Only records) to return detainer information.



Texas Crime Information Center

Continued from Page 6

This specifically is to be via the LOCATE transaction (LW), and is only to allow the characters "DETN" in the MFC EXT. Located records with EXTR or DETN in the EXT field are to remain online for 5 days. A Wanted Person record is to remain active as long as the detainer is appended.

TOU 01-7 also created Detainer Records via the two new transaction codes of "DW" and "XDW". (Please note that Texas *will not be* implementing paragraph 3 or 4 of page 2-8 specific to the Criminal History Record at this time.) The Detainer data in a query response will appear near the end of the record and will indicate "DETAINED WANTED PERSON". A Detainer may be appended only to records in "located" status. Entering agencies are to append any detainer information to the record within 5 days of the locate transaction. Appending a detainer keeps the record in the system until extradition can occur (or indefinitely). Texas policy does not allow a record update to occur via the NIC number so all records are to be identified by NAM/OCA. Only the ORI of the wanted person record is allowed to append a detainer. A wanted person record can only be appended with one detainer. Procedure for modifying a detainer appended to a wanted person record is to cancel and reenter.

A new two-character field, "EXL" has been added as the last field in the wanted person entry transaction. If the field is left blank by the operator, it is to default to 1 (FULL EXTRADITION). If EXL is 2 or 5, the MIS field must contain additional information. A Wanted Person record containing an EXL of 5 will not allow a locate to be placed against it. EXL field definitions found on page 3-1 of the TOU 01-7 are:

- ▶▶ FULL EXTRADITION
- ▶▶ LIMITED EXTRADITION SEE MIS FIELD
- ▶▶ EXTRADITION - SURROUNDING STATES ONLY
- ▶▶ NO EXTRADITION
- ▶▶ PENDING EXTRADITION SEE MIS FIELD

Data in the LIC, LIY, and LIT fields of a stolen vehicle record or add-on vehicle record containing a VIN or OAN will be retired when the vehicle record is retired. TCIC and NCIC are only applying this change to records entered AFTER 09/01/02. A positive query on a vehicle record with expired license plate data will generate this caveat at the beginning of the record before the MKE translation: "WARNING - THE FOLLOWING STOLEN VEHICLE RECORD CONTAINS EXPIRED LICENSE PLATE DATA. USE CAUTION, CONTACT ENTERING AGENCY TO CONFIRM STATUS."

NCIC is now allowing Investigative Interest records via the MKE of "EII", similar in concept to the TCIC 2000

"EIA" (Enter Interested Agency) transaction. Texas users will have to perform separate transactions against TCIC records and NCIC records.

TOU 01-7 also created new MKE's for Felony guns.

NEW TCIC AUDIT PROCEDURES

In an effort to expedite the audit process, the TCIC Audit staff has begun faxing vehicle and wanted person records that will be reviewed during the audit, approximately one week prior to the scheduled audit. The TCIC Audit staff asks that these records be pulled and available for the auditors to review on the day of the audit.

Also, TCIC Audit has created an audit evaluation form. The purpose of this form is to give each agency an opportunity to provide feedback regarding the audit process. The audit evaluation form will be included in the audit report sent to the agency administrator. It is requested that the evaluation be filled out based on the overall audit experience and returned.

TRIPLE (III) PARTICIPANTS



PARTICIPATING STATES:

ALABAMA	ALASKA	ARKANSAS	ARIZONA
CALIFORNIA	COLORADO	CONNECTICUT	DISTRICT OF COLUMBIA
FLORIDA	GEORGIA	IDAHO	IOWA
ILLINOIS	INDIANA	KANSAS	MARYLAND
MASSACHUSETTS	MICHIGAN	MINNESOTA	MISSISSIPPI
MISSOURI	MONTANA	NEBRASKA	NEVADA
NEW HAMPSHIRE	NEW JERSEY	NEW MEXICO	NEW YORK
NORTH CAROLINA	NORTH DAKOTA	OHIO	OKLAHOMA
OREGON	PENNSYLVANIA	RHODE ISLAND	SOUTH CAROLINA
SOUTH DAKOTA	TENNESSEE	TEXAS	UTAH
VIRGINIA	WASHINGTON	WEST VIRGINIA	WISCONSIN
WYOMING			

NON-PARTICIPATING STATES:

VERMONT	LOUISIANA
KENTUCKY	MAINE
	HAWAII



Electronic Arrest Reporting

The Department of Public Safety LiveScan Project is comprised of over 100 LiveScan systems located around the state. LiveScan equipment facilitates the submission of arrest data electronically to the DPS. By submitting arrest data electronically, the arresting agency receives identification information on the subject in custody electronically usually within 4 hours, often much sooner. The subject's Computerized Criminal History (CCH) is updated with arrest data usually within 24 hours.

ENSURING ARREST DATA INTEGRITY

Whether submitting arrest data via LiveScan and Electronic Arrest Reporting (EAR) or on the traditional paper forms (CR-43, 44, etc.), the Department has recognized a need for arresting agencies to verify the integrity of submitted data. Even if the arresting agency does not actually submit the arrest data, it is their responsibility to ensure data integrity.

By using the Texas Law Enforcement Telecommunications System (TLETS), the arresting

agency is able to view the Computerized Criminal History (CCH) and perform quality control on demographic and arrest data. Agencies using LiveScan to submit arrest data electronically should allow 24 hours for update of the CCH before running the record via TLETS. All other agencies should allow 7 days from the date mailed for update of the CCH before running the record via TLETS.

Data found to be in error can be corrected by submitting a CR-44 to the Department. Be sure to note "Correction" at the bottom of the form. Use this form regardless of your initial submission format.

For training on LiveScan equipment or other questions concerning system operation, contact the LiveScan Field Reps:

Michael Denney, South Region (512) 424-5067

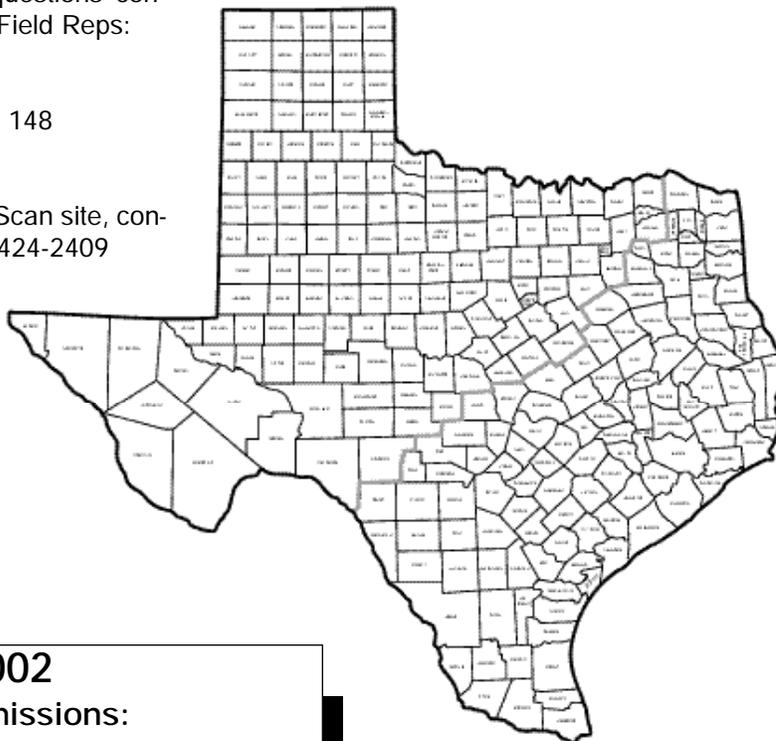
michael.denney@txdps.state.tx.us

Richard Skruch, North Region (915) 332-6100 x. 148

richard.skruch@txdps.state.tx.us

**If your agency is interested in becoming a LiveScan site, contact Juan Flores, LiveScan Coordinator at (512) 424-2409

juan.flores@txdps.state.tx.us



4th Quarter 2002
LiveScan Submissions:

215,813

Total 2002
LiveScan Submissions:

840,876



Continued from page 7

TCIC Control Room Activity Report - December 2002	
STATE TRANSACTIONS	5,235,418
AUTOMATED CCH TRANSACTIONS	758,143
MANUAL CCHS	2,784
RECORD ENTRIES BY TEXAS USERS	69,844
QUALITY CONTROL RECORD CHECKS	24,656
INCORRECT RECORDS LOCATED	3,795
ERROR MESSAGES SENT TO ENTERING AGENCIES	2,632
CALLS FOR ASSISTANCE TO CONTROL ROOM	2,613

CR News On-Line

Now you can access new issues of CR News on-line! We encourage you to view and use the electronic version of the CR News available online at:
www.txdps.state.tx.us/tcic2000project
 User ID: tcic2000 Password: mel18can2

Once logged into the site, choose the "CR Newsletter" hyperlink to view current or archived issues of CR News. You may also update your agency's contact information (hyperlink "Update Info") or provide comments/ask questions pertaining to CR News (hyperlink "Contact Us").

New CR News issues are announced via the TLETS APB Summary, and are generally available online the third month of the quarter. Typically, new issues of CR

News are online up to 15 days before hardcopies are mailed.

If you are able to use the electronic version and would like to be removed from the CR News mailing list, use the appropriate link on the website ("Contact Us") to do so. In your email provide your agency's name and address along with your name and title, requesting that your agency be removed from the CR News mailing list.

If you prefer to correspond via USPS, use the form provided below and mail it to the address on the front of this newsletter.

Thank you for your interest in CR News!

*DATE _____	*COMPLETED BY _____
*AGENCY _____	*ORI TX _____
NEW TAC _____	REPLACED _____
*ADMIN/CHIEF/SHERIFF _____	
*MAILING ADDRESS _____	
PHYSICAL ADDRESS _____	
TELEPHONE # _____	TAC TELEPHONE # _____

* Required



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